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1711/B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gabriel KEITA et al.

Filed: January 31, 2003

For: POLYMERIZABLE COMPOSITIONS FOR MAKING THIO CONTAINING RESINS  
INCLUDING A THIOCYNATE SALT CATALYST AND PROCESS FOR MAKING  
THIO CONTAINING RESIN ARTICLES

Serial No.: 09/395,082

Group Art Unit: 1711

Examiner: TRUONG, DUC

Atty. Dkt: ESSI:010CP1

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TC 1700

Pursuant to 37 C.F.R. 1.8, I certify that this correspondence is being deposited with the U.S. Postal Service in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below:

8-13-03  
Date

Albrie Ferrara  
Name

RESPONSE TO OFFICE ACTION

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the office action mailed May 28, 2003. In the office action, claims 1-34 were rejected under the judicially created doctrine of obviousness-type double patenting based on claims 1-31 of US Patent 5,973,098. In response, a terminal disclaimer is submitted herewith, which is believed to obviate the rejection. Favorable consideration is courteously requested.

In addition, applicants note that the office action refers to a filing date of January 31, 2003. The filing date noted in the office action is not correct. Instead, January 31, 2003 is the date on which the notice of missing parts was mailed. The application was filed, instead, on September 13,

1999. The September 13, 1999 filing date was noted in the original filing receipt. Please correct the filing date in the PTO system and issue a new filing receipt.

Also, applicants note that while the declaration claims priority as a continuation-in-part application under §120 to the prior application and that the original transmittal referenced the same claim to domestic priority, the filing receipt does not so indicate such claim for priority. Accordingly, applicants further ask that the text of the application be amended to refer to the prior application and that a correct filing receipt be issued. In this regard, the following amendment is proposed.

Please amend the application as follows.

In the application

At page 1, immediately after the title, please insert the following paragraph:

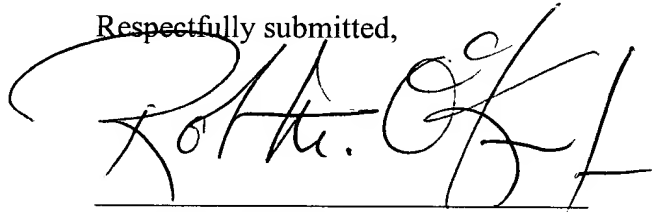
This application is a continuation-in-part application of co-pending application serial number 09/182,577, filed October 29, 1998, now U.S. Patent 5,973,098, incorporated herein by reference.

### CONCLUSION

This response is believed to have been submitted without the need for a request for extension of time. However, if an extension of time is needed, please consider this to be a request for same and deduct the requisite fee from Deposit Account 10-1205.

The Examiner is invited to contact the undersigned at 512-347-1611 with any questions or comments, or to otherwise facilitate expeditious prosecution of the application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "R.M. O'Keefe", written over a horizontal line.

Robert M. O'Keefe  
Registration No. 35,630  
Attorney for Applicant

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